

HIGHER EDUCATION BUDGET AUTHORITY

2008 SECOND SPECIAL SESSION

STATE OF UTAH

Chief Sponsor: Gregory S. Bell

House Sponsor: Kory M. Holdaway

LONG TITLE**General Description:**

This bill authorizes presidents of institutions of higher education and the State Board of Regents to reallocate certain appropriations.

Highlighted Provisions:

This bill:

- ▶ authorizes the presidents of institutions of higher education and the State Board of Regents to reallocate designated appropriations between line items.

Monies Appropriated in this Bill:

None

Other Special Clauses:

This bill provides an immediate effective date.

Utah Code Sections Affected:

ENACTS:

53B-2-108.1, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53B-2-108.1** is enacted to read:

53B-2-108.1. Appropriations reallocation.

(1) Notwithstanding the requirements of Title 63J, Chapter 1, Budgetary Procedures Act, appropriations for the support of higher education for the fiscal year beginning July 1,



2008 and ending June 30, 2009, may be reallocated between line items as provided in this section.

(2) (a) The president of the University of Utah may reallocate between line items the appropriations:

(i) described in Items 119-128 in S.B. 1, 2008 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008 Second Special Session.

(b) The total amount of money reallocated may not exceed the net reduction made in the 2008 Second Special Session.

(3) (a) The president of Utah State University may reallocate between line items the appropriations:

(i) described in Items 129-137 in S.B. 1, 2008 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008 Second Special Session.

(b) The total amount of money reallocated may not exceed the net reduction made in the 2008 Second Special Session.

(4) (a) The president of Weber State University may reallocate between line items the appropriations:

(i) described in Items 138 and 139 in S.B. 1, 2008 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008 Second Special Session.

(b) The total amount of money reallocated may not exceed the net reduction made in the 2008 Second Special Session.

(5) (a) The president of Southern Utah University may reallocate between line items the appropriations:

(i) described in Items 140-143 in S.B. 1, 2008 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008

59 Second Special Session.

60 (b) The total amount of money reallocated may not exceed the net reduction made in
61 the 2008 Second Special Session.

62 (6) (a) The president of Snow College may reallocate between line items the
63 appropriations:

64 (i) described in Items 144-146 in S.B. 1, 2008 General Session; and

65 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
66 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
67 Second Special Session.

68 (b) The total amount of money reallocated may not exceed the net reduction made in
69 the 2008 Second Special Session.

70 (7) (a) The president of Dixie State College may reallocate between line items the
71 appropriations:

72 (i) described in Items 147-149 in S.B. 1, 2008 General Session; and

73 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
74 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
75 Second Special Session.

76 (b) The total amount of money reallocated may not exceed the net reduction made in
77 the 2008 Second Special Session.

78 (8) (a) The president of the College of Eastern Utah may reallocate between line items
79 the appropriations:

80 (i) described in Items 150-153 in S.B. 1, 2008 General Session; and

81 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General
82 Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008
83 Second Special Session.

84 (b) The total amount of money reallocated may not exceed the net reduction made in
85 the 2008 Second Special Session.

86 (9) (a) The president of Utah Valley University may reallocate between line items the
87 appropriations:

88 (i) described in Items 154 and 155 in S.B. 1, 2008 General Session; and

89 (ii) as modified by supplemental appropriations, including H.B. 2, 2008 General

Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, S.B. 103, 2008 General Session, and S.B. 2001, 2008 Second Special Session.

(b) The total amount of money reallocated may not exceed the net reduction made in the 2008 Second Special Session.

(10) (a) The president of Salt Lake Community College may reallocate between line items the appropriations:

(i) described in Items 156-158 in S.B. 1, 2008 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008 Second Special Session.

(b) The total amount of money reallocated may not exceed the net reduction made in the 2008 Second Special Session.

(11) (a) The State Board of Regents may reallocate between line items the appropriations:

(i) described in Items 168-178 in S.B. 1, 2008 General Session and monies appropriated in H.B. 86, 2008 General Session, and S.B. 180, 2008 General Session; and

(ii) as modified by supplemental appropriations, including H.B. 2, 2008 General Session, H.B. 3, 2008 General Session, H.B. 4, 2008 General Session, and S.B. 2001, 2008 Second Special Session.

(b) The total amount of money reallocated may not exceed the net reduction made in the 2008 Second Special Session.

Section 2. **Effective date.**

If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

Legislative Review Note
as of 9-25-08 3:39 PM

Office of Legislative Research and General Counsel

S.B. 2003 - Higher Education Budget Authority

Fiscal Note

2008 Second Special Session

State of Utah

State Impact

Total institutional funding will not be impacted by giving presidents the authority to reallocate funding between designated line items as outlined in this bill.

Individual, Business and/or Local Impact

No fiscal impact.